



Legacy School
7618 E University Dr
Mesa, AZ 85207



EAST VALLEY
HIGH SCHOOL

Legacy Education Group
7420 E Main St
Mesa, AZ 85207

Received & Inspected

MAY - 6 2013

FCC Mail Room

April 25, 2013

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

RE: Request for Waiver of Form 471 Filing Deadline for Funding Year 2012
CC Docket No. 02-6

Contact:

Name: Kathryn Tolman, Executive Director
Address: 7420 East Main Street, Mesa, Arizona 85207
Phone: (480)981-2008
Fax: (480) 641-4473
Email: ktolman@evhigh.com

Entity & BEN: East Valley High School – 16034285
Form 471 Application Number: 874534
FCC Registration Number: 0020285532

Dear Ms. Dortch,

We are writing to respectfully request the FCC to grant a waiver of USAC's Form 471 Block 6 Certification deadline of May 9, 2012, for Funding Year 2012, so that East Valley High School's Form 471 application can be marked 'Certified' and the filing status considered 'In-Window.' A copy of the 'Funding Year 2012 Form 471 Postmarked Outside of Window' letter from USAC (dated March 22, 2013) is attached.

No. of Copies rec'd 0
List ABCDE

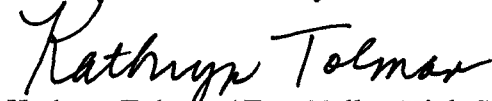
The Form 471 was created and submitted online on March 20, 2012, and a copy of the 'Block 6: Certifications and Signature' confirmation pages were printed and retained (see attached). At that time, the Legacy Education Group Administration fully believed that the application process was complete, certified, and awaiting PIA review. It wasn't discovered until quite recently that an error in certifying the authorized person's signature was made, partly on USAC, and partly on Legacy Education Group. This error was certainly unintentional...merely a correspondence cross-over, most likely...and has been corrected, however, the timeliness of our discovery warrants further explanation.

Legacy Education Group dba East Valley High School is a small, non-profit public charter school district in Mesa, Arizona. On February 17, 2012, we filed a petition in the U.S. Bankruptcy Court, for the District of Arizona, for Chapter 11 (Case No. 2-12-bk-02948-CGC) Bankruptcy protection and re-organization. This process continued through late November of 2012. On February 21, 2012, East Valley High School (EVHS) submitted Form 470 E-rate application online and mailed in a 'paper certification' authorizing Kathryn Tolman's signature (see attached) and to obtain a PIN for future form filings...which still has not been received from USAC as of this writing! Unaware of this missing PIN, we filed our Form 471 believing it would be certified.

With that completed, our time and attention was quickly diverted and overtaken by the amount of paperwork received and the financial reports produced for the bankruptcy proceedings. In addition, in March of 2012, we were informed that a State Financial and Compliance Audit was being conducted in accordance with auditing standards contained in *Government Auditing Standards*, issued by the Comptroller General of the U.S. This audit report was issued by Yunk & Guthrie, CPAs, PLLC on November 14, 2012 (see attached report).

Needless to say, Legacy Education Group's administrative personnel (represented by Mary Stowe and myself) was utterly and completely overwhelmed with correspondence, emails, phone conferences, bankruptcy proceedings and audit reports. Because of this, a reminder notification from USAC for "No Certification" unfortunately was filed in a previous Funding Year file, and therefore, unaddressed. Noting our financially distressed situation, being denied E-Rate funding for services already rendered for Funding Year 2012-13, would be quite damaging to the faculty and the 200 students we serve. We respectfully request the FCC view these extenuating circumstances as good cause to waive the Form 471 deadline for Application No. 874534 and restore the application to 'In-Window' status.

Thank you so much for your consideration into this matter,



Kathryn Tolman / East Valley High School



Schools and Libraries Division

**FUNDING YEAR 2012 FORM 471
POSTMARKED OUTSIDE OF WINDOW**

March 22, 2013

Kathy Tolman
EAST VALLEY HIGH SCHOOL
7420 EAST MAIN STREET
MESA, AZ 85207

**Re: Applicant's Form Identifier: N/A
Form 471 Application Number: 874534**

We're sending this letter to thank you for your recent Form 471 application. Your Form 471 application and/or certification was submitted online or postmarked AFTER the deadline for an application to be considered as filed within the window.

Program rules require us to hold your application pending final review of those applications that were filed within the window. We will post an announcement on the USAC website at www.usac.org/sl once we determine if funding applications that were submitted within the application filing window will fully utilize all the funds available for this Funding Year.

For more information about the processing of pending applications, about funding for applications filed after the close of the filing window or about plans for future funding years, please visit our website or call the Client Service Bureau at 1-888-203-8100.

TO APPEAL THIS DECISION:

If you wish to appeal a decision indicated in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and email address for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Include the following to identify the decision letter and the decision you are appealing:
 - Appellant name,
 - Applicant or service provider name,
 - BEN,
 - Application number 874534 as assigned by USAC,
 - "Funding Year 2012 Form 471 Postmarked Outside of Window Letter,"AND
 - The exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.

Schools and Libraries Division - Correspondence Unit
30 Lanidex Plaza West, PO Box 685, Parsippany, NJ 07054-0685
Visit us online at: www.usac.org/sl

4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.

5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973)599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal

Schools and Libraries Division - Correspondence Unit

30 Lanidex Plaza West

PO Box 685

Parsippany, NJ 07054-0685

You have the option of filing an appeal with USAC or with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

**Schools and Libraries Division
Universal Service Administrative Company**



Schools and Libraries Division

**Notification of Form 471 with No Certification
Funding Year 2012: July 1, 2012 through June 30, 2013**

April 19, 2012

Kathy Tolman
EAST VALLEY HIGH SCHOOL
7420 EAST MAIN STREET
MESA, AZ 85207

**RE: Applicant Form Identifier:
Form 471 Application Number: 874534**

TAKE ACTION BY: 05/09/2012

This is your notification that the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has received the above referenced FCC Form 471, Description of Services Ordered and Certification Form. As of the date of this letter we have not received the signed Form 471 Block 6 Certifications.

Note that this letter provides the notice required by the Bishop Perry Order (FCC 06-54, released 5/19/2006), for you to submit your complete Form 471 Block 6 Certifications so that they are received by USAC or postmarked by 05/09/2012. If USAC does not have your Form 471 Certifications by that date, your Form 471 referenced above will not be reviewed for possible funding.

Please disregard this letter if you recently submitted your Form 471 Certifications. You can check the status of your application using the Form 471 Application Status tool on our website or by calling our Client Service Bureau at the number below for assistance.

If this Form 471 is a duplicate, please contact our Client Service Bureau at the number below for instructions on cancelling this application.

COMPLETE PROGRAM INFORMATION is posted on our website. You may also contact our Client Service Bureau using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736, or toll-free by phone at 1-888-203-8100.

Schools and Libraries Division
Universal Service Administrative Company

Entity Number: 16034285		Applicant's Form Identifier: evh 12 470	
Contact Person: Kathy Tolman		Contact Phone Number: (480) 981-2008	
Block 5: Certifications and Signature			
16	I certify that the applicant includes: (Check one or both.)		
a	<input checked="" type="checkbox"/> schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. §§ 7801 (18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or		
b	<input type="checkbox"/> libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools (including, but not limited to elementary and secondary schools, colleges, and universities).		
17	<input checked="" type="checkbox"/> I certify that, if required by Commission rules, all of the individual schools and libraries receiving services under this form are covered by technology plans that do or will cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body, or an SLD-certified technology plan approver, prior to the commencement of service. <input type="checkbox"/> Or I certify that no technology plan is required by Commission rules.		
18	<input checked="" type="checkbox"/> I certify that I will post my Form 470 and (if applicable) make my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted will be carefully considered and the bid selected will be for the most cost-effective service or equipment offering, with price being the primary factor, and will be the most cost-effective means of meeting educational needs and technology plan goals.		
19	<input checked="" type="checkbox"/> I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the form for, receipt of, and delivery of services receiving schools and libraries discounts. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.		
20	<input checked="" type="checkbox"/> I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes and will not be sold, resold or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. §§ 54.500, 54.513. Additionally, I certify that the entity or entities listed on this form have not received anything of value or a promise of anything of value, other than services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.		
21	<input checked="" type="checkbox"/> I acknowledge that support under this support mechanism is conditional upon the school(s) and/or library(ies) I represent securing access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that I have considered what financial resources should be available to cover these costs.		
22	<input checked="" type="checkbox"/> I certify that I am authorized to procure eligible services for the eligible entity(ies). I certify that I am authorized to submit this request on behalf of the eligible entity (ies) listed on this form, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.		
23	<input checked="" type="checkbox"/> I certify that I have reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that I have complied with them. I acknowledge that persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.		
24	<input checked="" type="checkbox"/> I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program.		
Entity Number: 16034285		Applicant's Form Identifier: evh 12 470	
Contact Person: Kathy Tolman		Contact Phone Number: (480) 981-2008	
25	Signature of authorized person: <i>Kathryn Tolman</i>		
26	Date: 2-21-2012		
27a	Printed name of authorized person: Kathy Tolman		
27b	Title or position of authorized person: Director <input type="checkbox"/> Check here if the consultant in Item 7 is the Authorized Person.		
27c	Street Address, P.O. Box, Route Number, City, State, Zip Code: 7420 E Main St City: Mesa State: AZ Zip Code: 85207		
27d	Telephone Number of Authorized Person: (480) 981-2008		
27e	Fax Number of Authorized Person: (480) 641-4473		
27f	E-mail Address of Authorized Person: ktolman@evhigh.com Re-enter E-mail Address: ktolman@evhigh.com		
27g	Name of Authorized Person's Employer: Legacy School		
Service provider involvement with preparation or certification of a Form 470 can taint the competitive bidding process and result in the denial of funding requests. For more information, refer to the Schools and Libraries area of the USAC web site at www.usac.org/si or call the SLD Client Service Bureau at 1-888-203-8100.			



Schools and Libraries Division

FORM 470 RECEIPT NOTIFICATION LETTER
(Funding Year 2012: 07/01/2012-06/30/2013)

March 05, 2012

Kathy Tolman
EAST VALLEY HIGH SCHOOL
7420 EAST MAIN STREET
MESA, AZ 85207-0000

Re: Form 470 Application Number: 491650001030290
Entity Number: 16034285
Applicant's Form Identifier: evh 12 470
Date Form 470 Posted: 02/21/2012
Allowable Contract Date: 03/20/2012

Corrections Due by: 03/25/2012

This is your notification that the above Form 470, "Description of Services Requested and Certification Form" was successfully posted to the USAC website. This posting begins the required 28-day competitive bidding process.

Attached to this Form 470 Receipt Notification Letter (RNL) is a Report summarizing the information you provided to USAC for the Form 470 referenced above. Also included are advisories to assist you in appropriate use of the Form 470 to establish funding requests on your Form 471.

It is important that you review this Report now to make sure the products and services you require have been correctly posted and, if necessary, take any appropriate corrective action as soon as possible. You are allowed to correct certain errors on your form but not others. The Report indicates if a correction to a field is allowed.

- If a correction to a field is allowed, follow the instructions below to submit your correction to USAC.
- If corrections are not allowed, you must post a new Form 470.

DO NOT SEND CORRECTIONS TO THE CLIENT SERVICE BUREAU. Please note that this letter provides the notice required by the Federal Communications Commission (FCC) permitting you to review and make allowable corrections to your Form 470 by 03/25/2012.

To make an allowable correction, please do the following:

- If you would like to request a correction to a field that does not appear in the attached Report, print a copy of your Form 470 and clearly note your requested correction.
- Verify that the allowed correction can be made through the RNL correction process. Any non-allowable corrections submitted through the RNL correction process will not be made.
- Make a copy of your report and indicate on the copy any allowable corrections in the spaces indicated.
- Sign the copy and include your name, title, contact information, and date.
- Submit the copy using the guidance posted on the Form 470 RNL page on our website to make corrections.
- Corrections must be submitted no later than 03/25/2012.
- Retain a copy of the RNL and any submitted corrections.
- To determine what corrections are allowable and why review of this Report is important to you, see the "List of correctable ministerial and clerical errors" posted in the Reference Area of our website.

GENERAL REMINDERS

- Use the Form 470 Application Number shown above in any Form 471, Block 5 Funding Request that cites this Form 470. Share this number with those schools and/or libraries who may wish to cite this Form 470 in their Form(s) 471.
- Follow all applicable state and local procurement laws and be prepared to demonstrate compliance with these laws.
- Include appropriate contingencies in contracts for any or all of the requested services in the event of modification or denial of funding.
- See "Guide to USAC Letter Reports" posted in Reference Area of our website.
- Watch our website for information about the Form 471 filing window.
- You can view your entire Form 470 by clicking on the "Search Posted" button in the Apply Online area of the website.
- Use the print feature on your browser to print any portion of your Form 470 or the entire application as posted.

COMPLETE PROGRAM INFORMATION is posted on our website. You may also contact our Client Service Bureau using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736 or toll-free by phone at 1-888-203-8100. DO NOT SEND CORRECTIONS TO OUR CLIENT SERVICE BUREAU.

Schools and Libraries Division
Universal Service Administrative Company

Form 470 491650001030290 RNL Report
Funding Year 2012

THIS REPORT DOES NOT CONTAIN ANY DECISIONS CONCERNING YOUR REQUESTS FOR DISCOUNTS.
USE THIS REPORT TO LIST OR INDICATE CORRECTIONS YOU WISH TO MAKE TO YOUR FORM 470.

Follow the guidance posted on the Form 470 RNL page on our website to make allowable corrections. All corrections - including corrections to new fields - are subject to review for Program compliance and approval.

Allowable Contract Date: 03/20/2012

This is the earliest date to execute contracts for contracted services, select your service provider(s) (including tariff/month-to-month service providers), and sign and submit your FCC Form 471, "Services Ordered and Certification Form" based on this Form 470. Any funding request with earlier dates for these actions that cite this Form 470 as the establishing Form 470 will result in denial.

Corrections Below Submitted by:

Signature: _____ Date: _____

Printed Name: _____

Title: _____

Email, Fax Number or Phone Number: _____

Item #	Data Entered on FCC Form 470	Make Corrections Here
1. Name of applicant	EAST VALLEY HIGH SCHOOL	
3. Entity Number	16034285	
5b. Recipients of Service		
5c. Number of Eligible Entities	1	
6a. Contact Person's Name	Kathy Tolman	
6c. Contact Telephone	480-981-2008	
6d. Contact Fax	480-641-4473	
6e. Contact Email	ktolman@evhigh.com	
7. Consultant Name		
Consultant Number		
Consultant Employer		
8. Telecommunications Service	Posted - No RFP	Corrections not allowed
9. Internet Access	Posted - No RFP	Corrections not allowed
10. Internal Connections Other than Basic Maintenance	Not Posted	Corrections not allowed
11. Basic Maintenance of Internal Connections	Posted - No RFP	Corrections not allowed

- You cannot seek discounts for products or services in a Category of Service on the Form 471 if those services in those categories were not indicated on a Form 470. You must post a new Form 470 indicating all categories where services may be requested and wait the required 28 days to correct this.
- If you indicated in this Form 470 that an RFP is available for a service but one is not, your funding request will be denied. You must post a new Form 470 indicating that an RFP is not available and wait the required 28 days to correct this.

Form 470 491650001030290 RNL Report
Funding Year 2012

Item # Data Entered on FCC Form 470 Make Corrections Here

12. Technical Contact Name	Mary Stowe
Telephone Number	480-981-2008
Fax Number	
Email Address	mstowe@legacyschoolaz.com

15. Billed Entities
16034285 - EAST VALLEY HIGH SCHOOL

- Billed Entities other than the entity listed in Item 3 of this form must be listed in Item 15 except as indicated on the form.



USAC

Universal Service Administrative Company
Schools and Libraries Division

Correspondence Unit

30 Lanidex Plaza West

PO Box 685

Parsippany, NJ 07054-0685

TIME SENSITIVE MATERIAL

01469

Kathy Tolman

EAST VALLEY HIGH SCHOOL

7420 EAST MAIN STREET

MESA, AZ 85207-0000

FCC Form 471

Services Ordered and Certification Form



Applicant's Form Identifier:
Contact Person: Kathy Tolman

Entity Number: 16034285
Phone Number: (480) 981-2008

Block 6: Certifications and Signature

471 Application Number: 874534

24. ☒ I certify that the entities listed in Block 4 of this application are eligible for support because they are:
(Check one or both.)

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. §§ 7801(18) and (38)**, that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools including, but not limited to, elementary, secondary schools, colleges, or universities.

25. ☒ I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed in this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a.	Total funding year pre-discount amount on this Form 471 (Add the entries from Item 23i on all Block 5 Discount Funding Requests.)	\$74,400.00
b.	Total funding commitment request amount on this Form 471 (Add the entries from Items 23k on all Block 5 Discount Funding Requests.)	\$59,520.00
c.	Total applicant non-discount share (Subtract Item 25b from Item 25a.)	\$14,880.00
d.	Total budgeted amount allocated to resources not eligible for E-rate support	\$20,000.00
e.	Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	\$34,880.00
f.	<input type="checkbox"/> Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds in Item 25e.	

26. ☒ I certify that, if required by Commission rules, all of the individual schools and libraries receiving services under this form are covered by technology plans that do or will cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body or an SLD-certified technology plan approver prior to the commencement of service.

Or ☐ I certify that no technology plan is required by Commission rules.

27. ☒ I certify that (if applicable) I posted my Form 470 and (if applicable) made any related RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology plan goals.

28. ☒ I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

29. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes and will not be sold, resold or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. §§ 54.500, 54.513. Additionally, I certify that the entity or entities listed on this application have not received anything of value or a promise of anything of value, other than services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

30. ☒ I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts covering all of the services listed on this Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

31. ☒ I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.

32. ☒ I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to the Administrator. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.

33. ☒ I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of this program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under the Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.

34. ☒ I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of the entities listed on this application, or any person associated in any way with my entity and/or entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.

35. ☒ I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the eligible and ineligible components as required by the Commission's rules at 47 C.F.R. § 54.504(g)(1),(2).

36. ☒ I certify that this funding request does not constitute a request for internal connections services, except basic maintenance services, in violation of the Commission requirement that eligible entities are not eligible for such support more than twice every five funding years as required by the Commission's rules at 47 C.F.R. § 54.506(c).

37. ☒ I certify that the non-discount portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services featured on this Form 471 are net of any rebates or discounts offered by the service provider. I acknowledge that, for the purpose of this rule, the provision, by the

provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.

38. PIN:	39. Date
40. Printed name of authorized person Kathryn Tolman	
41. Title or position of authorized person Executive Director	
<input type="checkbox"/> Check here if the consultant in Item 6g is the Authorized Person.	
42a. Street Address, P.O Box or Route Number 7420 E Main St Mesa, AZ 85207	
42b. Telephone number of authorized person: (480) 981-2008	
42c. Fax number of authorized person:	
42d. E-mail of authorized person: ktolman@evhigh.com	
42e. Name of authorized person's employer Legacy School	
ATTENTION: If you are signing Form 471 using the PIN assigned to you by SLD, you are reminded that using the PIN is equivalent to your handwritten signature on the form. Your use of the PIN to affirm these certifications means that should they prove untrue, you will be held to the same enforcement standards as those who affirm the certifications on paper. Also, by using the PIN, you are affirming that you have the authority to make these certifications and represent the entity featured in Block One of this funding request.	
Please Check to affirm your compliance <input type="checkbox"/>	

471 Application Number: 874534
EAST VALLEY HIGH SCHOOL
7420 EAST MAIN STREET
MESA, AZ 85207

NOTICE: Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504(c). The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

If you owe a past due debt to the Federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington DC 20554.

Please retain a copy of this page and submit a copy with any communications to the SLD. Please enclose a copy of this confirmation page when mailing



Universal Service Administrative Company

Schools and Libraries Division

ITEM 21 ATTACHMENT URGENT REMINDER LETTER
(Funding Year 2012: 07/01/2012 - 06/30/2013)

Date: April 19, 2012

Kathy Tolman
EAST VALLEY HIGH SCHOOL
7420 EAST MAIN STREET
MESA, AZ 85207

RE: Billed Entity Number: 16034285
 Form 471 Application Number: 874534
 Form 471 Form Identifier:

This letter is to remind you of the deadline for submitting your Form 471 Item 21 Attachment(s). An Item 21 Attachment is a detailed description of the products and services for which you are requesting discounts. You must submit an Attachment for EACH Block 5 Funding Request Number (FRN) on your Form 471.

THIS IS YOUR ONLY REMINDER. The Attachment is a window filing requirement for FY 2012. You have 20 days from the date of this letter to submit your Attachment with no penalty. If you fail to submit your Attachment by 05/09/2012 your discount funding request(s) that are missing Attachment(s) may be denied. You are advised to retain dated proof of submission.

Each Attachment and any cover page or letter must include your:

- Billed Entity Number (BEN)
- Form 471 Application Number
- Form Identifier
- Funding Request Number (FRN)

You can submit your Attachment on or before the above deadline using any of the methods below:

- Online from the Apply Online page on the USAC website.
- Via email to attachments@sl.universalservice.org.
- Via FAX to 973-599-6511.
- Via USPS to:
 - SLD Forms
 - Form 471-Item 21 Attachment
 - PO Box 7026
 - Lawrence, KS 66044-7026
- Via USPS Return Receipt Requested or courier service to:
 - SLD Forms
 - Form 471-Item 21 Attachment
 - 3833 Greenway Drive
 - Lawrence, KS 66046
 - Phone: 1-888-203-8100

Guidance on preparing and submitting Item 21 Attachments is available in the Reference Area of our website. You may also contact our Client Service Bureau via email using the "Submit a Question" feature on our website, toll-free via fax at 1-888-276-8736 or toll-free via phone at 1-888-203-8100.

Schools and Libraries Division
Universal Service Administrative Company

Schools and Libraries Division - Correspondence Unit
30 Lanidex Plaza West, PO Box 685, Parsippany, NJ 07054-0685
Visit us online at: www.usac.org/sl



CenturyLink™

Page 1 of 9

LEGACY SCHOOL
ATTN SAM GOODMAN
Bill Date: Aug 1, 2012
Account No: 480-981-2008 928B

Visit centurylink.com

Balance Forward	New Charges	Total Amount Due	Due Date for New Charges
\$.00	\$392.72	\$392.72	Aug 18, 2012

Account Summary

Previous Balance

Charges
Payment Aug 01
Balance Forward

Thank you for your payment.

763.67
763.67
\$.00

New Charges

CenturyLink
Long Distance Service
Total New Charges

For questions, call:
1 800 603-6000
1 800 603-6000

Page
3
6

368.83
23.85
\$392.72

Business needs change regularly. As a valued business customer, we want to work with you to provide a complete and cost effective solution for your business.

Call (888) 544-4495 today for a free account consultation with a dedicated business sales consultant.

For billing or technical questions, please call (877) 453-9407.

CenturyLink, P O Box 29040, Phoenix, AZ 85038-9040

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Please fold, tear here and return this portion with your payment.



CenturyLink™

AT 01 003455 45641H 15 A**3DGT



LEGACY SCHOOL
ATTN SAM GOODMAN
7420 E MAIN ST
MESA AZ 85207-8306

Bill Date: Aug 1, 2012
Account No: 480-981-2008 928B
Bill Due Date: Aug 18, 2012

New Charges: \$392.72
TOTAL AMOUNT DUE: \$392.72

Amount Enclosed \$ _____

CENTURYLINK
P O BOX 29040
PHOENIX, AZ 85038-9040

ITEM 21 ATTACHMENT
FOR EAST VLY HIGH SCH
Funding Year 2012
1. CenturyLink
2. Xerox Inc



1809281 1213080112 000000000000 000003927209



For questions, call 1 800 603-6000

Page 2

LEGACY SCHOOL
ATTN SAM GOODMAN
Bill Date: Aug 1, 2012
Account No: 480-981-2008 928B

TOTAL AMOUNT DUE

\$392.72

Any amount left unpaid 30 days after bill date is subject to a 1.5% late payment charge, except Internet charges.

Any amount of Internet and related Internet charges left unpaid 30 days after bill date is subject to a \$5.00 late payment charge.

New Charges

	Local and Other Services	Long Distance Service
Monthly Charges	330.90	
Service Additions and Changes	8.85	
Carrier Computed Charges		12.25
Taxes, Fees and Surcharges		
Federal Excise at 3%	5.98	
State Sales at 6.6%	10.21	
Regulatory Surcharge at .19%	.31	
County Sales at .7%	1.10	.13
Federal Telecom Relay Service Fee		.57
Federal Regulatory Recovery		.19
City Sales at 1.75%	2.63	.33



CenturyLink™

EVH

Page 1 of 9

LEGACY SCHOOL
ATTN SAM GOODMAN
Bill Date: Sep 1, 2012
Account No: 480-981-2008 928B

Visit centurylink.com

Balance Forward	New Charges	Total Amount Due	Due Date for New Charges
\$392.72	\$392.66	\$785.38	Sep 21, 2012

Account Summary

Previous Balance

Charges

Balance Forward

New Charges

CenturyLink

Long Distance Service

Total New Charges

For questions, call:

1 800 603-6000

1 800 603-6000

Page

3

6

392.72

\$392.72

368.77

23.89

\$392.66

Includes late payment charge of \$9.69.

10/4/12 \$1189.09 TOTAL DUE
PAID. \$785.38

Business needs change regularly. As a valued business customer, we want to work with you to provide a complete and cost effective solution for your business.

Call (888) 544-4495 today for a free account consultation with a dedicated business sales consultant.

For billing or technical questions, please call (877) 453-9407.

CenturyLink, P O Box 29040, Phoenix, AZ 85038-9040

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Please fold, tear here and return this portion with your payment.



CenturyLink™

AT 01 003291 66357H 14 A**3DGT



LEGACY SCHOOL
ATTN SAM GOODMAN
7420 E MAIN ST
MESA AZ 85207-8306

Bill Date: Sep 1, 2012
Account No: 480-981-2008 928B
Bill Due Date: Sep 21, 2012
Balance Forward: \$392.72
New Charges: \$392.66
TOTAL AMOUNT DUE: \$785.38

Amount Enclosed \$

CENTURYLINK
P O BOX 29040
PHOENIX, AZ 85038-9040



81 01480981200809281 1213090112 000003927209 000007853807



CenturyLink™

For questions, call 1 800 603-6000

Page 2

LEGACY SCHOOL

ATTN SAM GOODMAN

Bill Date: Sep 1, 2012

Account No: 480-981-2008 928B

TOTAL AMOUNT DUE

\$785.38

Any amount left unpaid 30 days after bill date is subject to a 1.5% late payment charge, except Internet charges.

Any amount of Internet and related Internet charges left unpaid 30 days after bill date is subject to a \$5.00 late payment charge.

New Charges

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Regulatory Surcharge at .19%	.31	
County Sales at .7%	1.10	.13
Federal Telecom Relay Service Fee		.57
Federal Regulatory Recovery		.19
City Sales at 1.75%	2.63	.33



East Valley High School Infrastructure Support

Contract Owner: Kathryn Tolman

PR#: 11177

February 22, 2012

This Work Order sets forth the Services to be performed for East Valley High School, by Xeriom Technology Services, Inc. ("Xeriom"). Terms used in this Work Order and not otherwise defined herein shall have the meanings specified in the Agreement. No waiver, modification, or amendment of this Work Order shall be valid unless in writing and signed by both parties.

Contract Duration: July 1st, 2012 – June 30th, 2013


Item:	Annual Cost
EVHS Infrastructure Support (Monthly: 2,992.20)	35,906.40
Estimated Total Cost	35,906.20

Note: Taxes and applicable fees not included

This Work Order is agreed to and accepted by

Xeriom Technology Services

Legacy Education Group

Signed: 

Signed: 

Name: Donald Waskiewicz

Name: Kathryn Tolman

Title: President

Title: Director

Date: February 22, 2012

Date: March 21, 2012

*PO #: _____

*PO# is required in advance of work effort being performed

Project Number: 11177



Contact Information

Supplier Legal Name:

Xeriom Corporation
Dba: Xeriom Technology Services

Supplier Address:

2040 S. Alma School Rd, Ste1
Chandler, AZ 85286

Engagement Manager:

Donald Waskiewicz
dwaskiewicz@xeriom.com
(602) 488-0262

Enterprise Services, Practice Manager:

Dale Gannon
dgannon@xeriom.com
(480) 283-7755

Client Information:

Legacy Education Group dba East Valley High School

Kathryn Tolman
Director
O: (480) 981-2008
M: (480) 205-9515
ktolman@evhigh.com

Scope Of Work

Objective:

Xeriom technology Services will support the infrastructure networks for East Valley High School in Mesa, AZ. Services supported are onsite systems maintenance, remote support, preventative maintenance and on call services in the event of an outage. Xeriom shall provide help desk access for immediate remote support, ticket logging and onsite response as required for outages or maintenance requirements.

Deliverables:

- 1) Monday – Friday 8:00AM to 5:00PM Help Desk Support
- 2) (1) Day per week a site visit will be made by a network engineer to assess systems and provide for updates and Maintenance at East Valley High School as required
- 3) Provision for pro-active maintenance shall be provided for by Xeriom
- 4) Provide for maintenance and repair of network cabling as required
- 5) Maintain UPS for network switches, and related devices

IMAC – Service Level Objectives:

IMAC Activity	Objective	Timeline
Installation	95%	Completed by 2nd Bus. Day
Moves	90%	Completed by 2nd Bus. Day
Adds	90%	Completed by 2nd Bus. Day
Changes	90%	Completed by 2nd Bus. Day

Note: 1 Business day = 8 hour period (8:00AM to 5:00PM), excluding Weekends and Holidays.

Note: VIP Installations will be treated as Severity 1 Call

On-Site Systems Support

Repair Completion	Objective	Timeline
Tier 1	90%	Same Day Support and Resolution
Tier 2	90%	Completed by Next Bus. Day
Tier 3	80%	Completed within 3 business hours
-	-	-

Note: 1 Business day = 8 hour period (8:00AM to 5:00PM), excluding Weekends and Holidays.

Note: VIP Installations will be treated as Severity 1 Call

Service Level Definitions

The following Standard Definitions will be used for service request severity levels:

Severity Level	Definition of Severity Level
Tier 1	Planned/Scheduled Activity; User Delayed Request
Tier 2	Multiple Users; Key Users; New Hire Install; Single User Down, Non-Critical; IMAC request other than new Hire Install Designated Mission-Critical Connectivity
Tier 3	Single/Multiple Users(s) down, Business Critical Connection

Help Desk Services

Xeriom Technology Services will provide Help Desk Support by implementing problem management policies and procedures. These policies and procedures are designed to ensure the fastest possible resolution of any outages occurrences.

Hardware

On-Site Hardware Support Services provide for technical diagnosis and repair of defective LAN/WAN devices. Services include the labor and parts required to restore the product to normal operation. In the event that is not possible to restore the LAN/WAN device to normal operation, Xeriom Technology Services will recommend replacement with a spare or new device provided by the school at cost plus 8%.

On-Site Hardware Support Services include the following:

Troubleshooting and repair standard Switches, Routers, DHCP Servers, UPS, and Infrastructure cabling. Xeriom will coordinate with manufacturers to obtain the proper replacement parts as deemed necessary.

Supported Network Devices

Equipment	Model	Serial Number	QTY	Description
LinkSYS	SR224G	REP0055000238	1	Ethernet Switch
Avaya Partner			1	Phone Switch
	509 Processor	041648802645		
	012E Module	051804318313		
	012E Module	051804318204		
	Messaging	01DR12377331		
	Carrier	051605809859		
Linksys	Wireless WAP54G	MDG20D822401	1	Wireless Access Point
Qwest	M1000	CMAB1211401070	1	DSL WAN Router
Fortinet Router	Fortigate 80C	FGT80C3911601525	1	Internal Router
LinkSYS	5-Port 10/100 Workgroup switch	R9160J417134	1	LAB Data Switch
Dell	Power Edge SC420 (Swing)	8ZHFV71	1	DHCP Server
Dell	PowerConnect 2708	CN OX 6795 202085560931	1	Core Network Switch MDF
D-Link	DSS 24+ (Overflow Lab)	(No SN)	1	Lab network switch (Connects to MDF)
D-Link	DSS 16+ (Cyber Lab)	(No SN)	1	LAB network switch (Connects to MDF)
Dell	PowerConnect 2324 (Primary Lab)	(No SN)	1	LAB network switch (Connects to MDF)
Cyber Power	UPS PR2200	(No SN)	1	UPS for Router and Core switch in MDF
LinkSYS	Wireless WAP54G	MDG30EB00121	1	Wireless Access Point in MDF
Dell	PowerConnect 2716	CN OX 3078-28298-85L-0822	1	Core Network Switch MDF



Support Site

East Valley High School
7420 E Main Street
Mesa, AZ 85207

Associated Technology Items

- Network Infrastructure Active Components
- Low Voltage Cabling

Terms

- Monthly

Pricing Exclusions

1. Sales Tax, Permit, Bonds and Engineering fees if any
2. Pricing changes and adjustments as commodity markets fluctuate.
3. Additional work as required by authority having jurisdiction, (Change Order)

Assumptions

Xeriom Technology Services

- Will ensure that the appropriate end site contact are informed of outages
- Will notify Administrators if out of contract support requested
- Will notify Administrators changes impact support agreement
- Will provide monthly incident reports to administrators
- Will provide outage resolution and prevention plans for unplanned outages

Legacy Schools (EVHS)

- Will ensure the client provide adequate access to the site for a timely completion support
- Will ensure that the proper response timelines have been communicated or met

Statement of Work Change Control Procedure

- A. In the event that either party desires to change the scope of the Services for any reason which is not within the scope of the applicable SOW, such party (referred to for convenience as the "requesting party") shall submit to the other party (referred to for convenience as the "receiving party") a request for a change to the scope of the Services (a "Change Order"). Each Change Order shall set forth in reasonable detail the nature of the change in the Services being requested, the recommended increase in personnel or other resources, if any, and any impact of the Change Order will have on the SOW schedule, once the Change Order is implemented. The receiving party will use commercially reasonable efforts to review and respond to the Change Order within five (5) business days after receipt of the Change Order. The receiving party may approve, propose modifications to or disapprove the requested Change Order. Neither party shall unreasonably disapprove a Change Order presented by the other. If the receiving party disapproves the requested Change Order, the receiving party shall provide to the requesting party in writing, within the five (5) day response period, the reasons for denying the requested Change Order. In the event the parties fail to agree on a specific Change Order, Xeriom Technology Service shall continue to provide the Services at the service level provided prior to the requested Change Order provided that the SOW is met.
- B. A stop work notice or a request for suspension of performance by the Customer shall be considered a change order under this Section. Any resumption of the Services shall require a mutual review and written acceptance of the applicable SOW and any changes or amendments thereto.

Statement of Work Expirations

June 30th, 2013

[Remainder of this page intentionally left blank]

In re:)
)
)
LEGACY SCHOOLS,)
)
)
)
)
)
)
Debtor)
)

CASE NO. 2:12-bk-02948-CGC

**BUSINESS AND INDUSTRY
MONTHLY OPERATING REPORT**

MONTH OF March 2012

DATE PETITION FILED: 2/17/2012

TAX PAYER ID NO. : 86-1009613

Nature of Debtor's Business: Non-Profit Public Charter School

DATE DISCLOSURE STATEMENT FILED _____ TO BE FILED _____
DATE PLAN OF REORGANIZATION FILED _____ TO BE FILED _____

RESPONSIBLE PARTY:

Executive Director
TITLE

5-2-2012
DATE

Business Manager
TITLE

5/2/12
DATE

ADDRESS: 7420 E Main St Mesa 85207

FILE ORIGINAL REPORT ELECTRONICALLY WITH THE COURT, FILE PAPER COPY WITH U.S. TRUSTEE'S OFFICE

YUNK & GUTHRIE, CPAs, PLLC
2016 E. BROADWAY BLVD. TUCSON, AZ 85719
520.207.4518 OFFICE 520.207.4591 FAX

LOREN YUNK, CPA, MBA, MEMBER

DARIN GUTHRIE, CPA, MSA, MEMBER

Independent Auditors' Report

Board of Directors
Legacy Education Group dba East Valley High School
Mesa, Arizona

We have audited the accompanying combined statement of financial position of Legacy Education Group dba East Valley High School (the School), as of June 30, 2012 and the related statement of activities and changes in net assets, cash flows, and functional expenses for the year then ended. These financial statements are the responsibility of the School's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America (U.S.) and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the U.S. Those standards required that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the School as of June 30, 2012, and the results of its operations, changes in net assets and cash flows for the year then ended in conformity with accounting principles generally accepted in the U.S.

In accordance with *Government Auditing Standards*, we have also issued reports dated November 14, 2012 on our consideration of the School's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts, and grants. These reports are an integral part of an audit performed in accordance with *Government Auditing Standards* and should be read in conjunction with this report in considering the results of our audits.

The accompanying financial statements have been prepared assuming that the School will continue as a going concern. As discussed in Note 8 to the financial statements, the School has suffered recurring losses from operations and has a net capital deficiency that raises substantial doubt about the School's ability to continue as a going concern. Management's plans in regard to these matters are also described in Note 8. The financial statements do not include any adjustments that might result from the outcome of this uncertainty.

Yunk & Guthrie CPAs, PLLC

Tucson, Arizona
November 14, 2012